

court proceedings. Therefore, based on the guidance set forth by the Supreme Court in *Wallace v. Kato*¹, the undersigned recommends that this case be stayed pending resolution of Plaintiff's criminal charges. Accordingly, Defendants' Motion to Stay, ECF No. 24, is GRANTED. It is further ordered that Defendants apprise the court of the status of the criminal proceedings every six months and to notify the court when the criminal charges are resolved and the stay can be lifted. Because this matter is stayed, Plaintiff's Motion to Compel, ECF No. 22, is denied without prejudice with leave to re-file once the stay is lifted.

IT IS SO ORDERED.

February 1, 2013
Florence, South Carolina

A handwritten signature in black ink, reading "Kaymani D. West". The signature is fluid and cursive, with the first name "Kaymani" being more prominent and the last name "West" following in a similar style.

Kaymani D. West
United States Magistrate Judge

¹ See *Wallace v. Kato*, 549 U.S. 384, 393-394 (U.S. 2007) (finding that “[i]f a plaintiff files a false-arrest claim before he has been convicted (or files any other claim related to rulings that will likely be made in a pending or anticipated criminal trial), it is within the power of the district court, and in accord with common practice, to stay the civil action until the criminal case or the likelihood of a criminal case is ended.”).